

LAW OFFICES

Knoble Yoshida & Dunleavy, LLC

INTELLECTUAL PROPERTY ATTORNEYS

EIGHT PENN CENTER, SUITE 1350
1628 JOHN F. KENNEDY BOULEVARD
PHILADELPHIA, PENNSYLVANIA 19103

(215) 599-0600
FAX (215) 599-0601

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FACSIMILE COVER SHEET

DATE: November 3, 2004

Please deliver this and the following pages to:

NAME: Examiner Mahatan Channing

COMPANY/FIRM: United States Patent and Trademark Office

TELECOPIER NO.: 1-703-872-9306

CLIENT/MATTER NO.: DVME-1014USCON1 (Appln. No. 10/058,622)

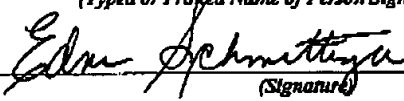
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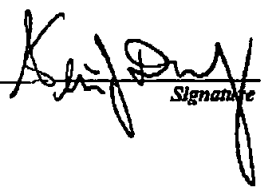
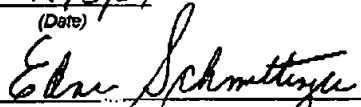
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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Charles Boucher			Docket No. DVME-1014USCON1
Application No. 10/058,622	Filing Date 1/28/2002	Examiner Channing Mahatan	Group Art Unit 1631
Invention: METHOD FOR EFFECTING COMPUTER IMPLEMENTED DECISION-SUPPORT IN THE SELECTION OF THE DRUG THERAPY OF PATIENTS HAVING A VIRAL DISEASE			
<p>I hereby certify that this <u>Submission for Evidence After Interview and Response to Final Rejection, two articles</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>) on <u>November 3, 2004</u> (Date)</p> <p style="text-align: right;"><u>Edna Schmittinger</u> (Typed or Printed Name of Person Signing Certificate)  (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No. DVME-1014USCON1	
Applicant(s): Charles Boucher					
Application No. 10/058,622	Filing Date 1/28/2002	Examiner Channing Mahatan	Customer No. 21302	Group Art Unit 1631	Confirmation No. 4855
Invention: METHOD FOR EFFECTING COMPUTER IMPLEMENTED DECISION-SUPPORT IN THE SELECTION OF THE DRUG THERAPY OF PATIENTS HAVING A VIRAL DISEASE					
COMMISSIONER FOR PATENTS:					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	43 -	43 =	0 x	\$18.00	\$0.00
INDEP. CLAIMS	4 -	4 =	0 x	\$86.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ In the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 50-0462 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 Signature			Dated: 11/3/2004		
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>11/3/04</u> . (Date)  Signature of Person Mailing Correspondence Edna Schmittinger Typed or Printed Name of Person Mailing Correspondence					
cc:					

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Attorney Docket No. DVME-1014USCON1

5 BOUCHER, CHARLES :

Serial No. 10/058,622 :

Group Art Unit: 1631

10 Filed: January 28, 2002 :

Examiner: CHANNING MAHATAN

For: METHOD FOR EFFECTING COMPUTER IMPLEMENTED DECISION-SUPPORT IN
THE SELECTION OF THE DRUG THERAPY OF PATIENTS HAVING A VIRAL DISEASE**SUBMISSION OF EVIDENCE AFTER INTERVIEW AND RESPONSE TO FINAL
REJECTION**20 Mail Stop AF
Assistant Commissioner for Patents
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Alexandria, VA 22313-1450RECEIVED
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Sir:

A personal interview was conducted on November 1, 2004, between applicant's
representative, Dr. Charles Boucher, Examiner Mahatan and Supervisory Examiner Woodward.
This response is being filed with leave of the Examiner to submit evidence discussed during the
interview. This response is being filed within two months of the issuance of the Final Rejection.
No fees are believed to be due in connection with this response. However, should it be determined
that a fee is due, the Director is authorized to charge such fee to Deposit Account No. 50-0462.

30 The following amendments and remarks are respectfully submitted.

A listing of claims begins on page 2 of this paper.

Remarks begin on page 8 of this paper.

CERTIFICATE OF FACSIMILE UNDER 37 C.F.R. §1.8

I certify that this document, along with any document referred to as being attached, is being sent via
facsimile on November 3, 2004, under 37 C.F.R. §1.8 to the United States Patent and Trademark Office at
facsimile no. 1-703-872-9306.

40 EDNA SCHMITZNER
Name of person signing document
Signature of person signing document